



10-20-04

JFW

UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/849,291	05/19/2004	Martin Devenney	(H103-1188-US02) (2002-09

CONFIRMATION NO. 5607

000321

SENNIGER POWERS LEAVITT AND ROEDEL  
 ONE METROPOLITAN SQUARE  
 16TH FLOOR  
 ST LOUIS, MO 63102

FORMALITIES LETTER



\*OC000000013266551\*

Date Mailed: 07/19/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

10/21/2004 HDENESS1 00000036 10849291

FILED UNDER 37 CFR 1.53(b)

01 FC:1051

130.00 OP

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$130 for a Large Entity

- \$130 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

A handwritten signature in black ink, appearing to be 'W. H. J.', is written over a horizontal line.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



Express Mail Label  
ENCLOSURE 504796725 US



(H103-1188-US02)  
(2002-094R) SMX 2017.2  
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of Martin Devenney et al.  
Serial No. 10/849,291  
Filed May 19, 2004  
Confirmation No. 5607

Art Unit 1746

For PLATINUM-INDIUM-IRON/TUNGSTEN/MANGANESE FUEL CELL  
ELECTROCATALYST

October 19, 2004

**LETTER IN RESPONSE TO NOTICE TO FILE MISSING  
PARTS OF NON-PROVISIONAL APPLICATION - FILING DATE GRANTED**

COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ALEXANDRIA, VIRGINIA 22313-1450

SIR:

In response to the "Notice to File Missing Parts of Non-Provisional Application - Filing Date Granted," dated July 19, 2004, enclosed is Applicants' signed Declaration and Power of Attorney in the above-referenced application, as well as a Separate Paper identifying attorney/agents to be designated of record. A copy of the Notice is also returned herewith.

Also enclosed is a check in payment of the surcharge and one-month extension fee.

An assignment by the inventors to MEMC Electronic Materials, Inc. is being faxed today.

Respectfully submitted,

Derick E. Allen, Reg. No. 43,468  
SENNIGER, POWERS, LEAVITT & ROEDEL  
One Metropolitan Square, 16th Floor  
St. Louis, Missouri 63102  
(314) 231-5400

10/21/2004 HDENESS1 00000036 10849291

12 FC:1251

110.00 OP

DEA/skd  
\*Enclosures  
Mail Stop Missing Parts

**FEE TRANSMITTAL**

Application Number 10/849,291

Filing Date May 19, 2004

Confirmation No. 5607

Inventor(s) Martin Devenney et al.

Group Art Unit 1746

Attorney Docket Number (H103-1188-US02) (2002-094R) SMX 2017.2

**METHOD OF PAYMENT**

- ☐ The Commissioner is hereby authorized to charge the indicated fees to Deposit Account No. 19-1345.
- ☐ The Commissioner is hereby authorized to charge any additional fees required under 37 CFR 1.16 and 1.17 to Deposit Account No. 19-1345.
- ☐ Applicant claims small entity status.
2. ☒ Check Enclosed. The Commissioner is hereby authorized to charge any under payment or credit any over payment to Deposit Account No. 19-1345.

**FEE CALCULATION**

1. ☐ BASIC FILING FEE Subtotal (1) \$ \_\_\_\_\_  
(Type: \_\_\_\_\_)
2. ☐ EXTRA CLAIM FEES Subtotal (2) \$ \_\_\_\_\_  
Total Claims \_\_\_\_\_  
Independent Claims \_\_\_\_\_  
Multiple Dependent Claims \_\_\_\_\_
3. ☒ ADDITIONAL FEES Subtotal (3) \$ 240.00
- ☒ Surcharge - late filing fee or oath  
☐ Surcharge - late provisional filing fee or cover sheet  
☒ Extension for reply within first month  
☐ Notice of Appeal  
☐ Filing a Brief in Support of an appeal  
☐ Request for ex parte Reexamination  
☐ Petitions to the Commissioner  
☐ Submission of Information Disclosure Statement  
☐ Recording each patent assignment per property  
☐ Request for Continued Examination  
☐ Other: \_\_\_\_\_

TOTAL AMOUNT OF PAYMENT \$ 240.00

Derick E. Allen  
Derick E. Allen, Reg. No. 43,468

10-19-04  
Date

DEA/skd

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